

INCIDENT/OFFENSE REPORT

9100 S Georgia Street
Amarillo, TX 79118

806 468-5800

www.rc-sheriff.com



Case Number

RCSO-14-001174

CASE NO: RCSO-14-001174

Incident Report	Vaught, John	07/24/2014	10:13 AM
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On July 23, 2014, at approximately 5:33 PM., I was dispatched to _____ in reference to two black and white Australian Shepherd dogs loose on this property. The initial caller reported to Dispatch the dogs are aggressive. The initial caller also informed Dispatch the dogs reside at _____.

When I arrived on scene I did not see the dogs at the complainants address. I then went to the suspect address of _____ to make contact with the owners of the dogs. When I arrived at the suspects address I did not see the dogs. As I exited my patrol car the two dogs emerged from under a blue Chevrolet Suburban. There was a white and black Australian Shepherd that charged at me. My patrol vehicle door was in between me and the aggressive dog. I was able to put some distance between myself and aggressive dog. I then sprayed the dog with OC spray in order to keep him at bay. The OC spray had little effect on the dog. I was able to advance to the front door of the residence and made contact with TONI LYNN WALKER, W/F, _____

Canyon, TX. Once Toni was present both dogs became very friendly. Toni invited me into her residence. I explained to Toni we had received a complaint about her dogs being unrestrained on other individuals property. I explained the county leash law and potential consequences of violating the leash law. Toni was very understanding and said she would remedy the issue.

I exited Toni's residence and saw that both dogs were lying underneath the front of the blue Chevrolet Suburban. I stepped off the front porch approximately three steps when the white and black Australian Shepherd charged at me barking and exposing its teeth. I was in fear the dog was about to attack me as it charged at me. I shot the dog with my duty pistol five times in the head and chest when it charged to within 2-3 feet of me. The dog fell to ground at my feet and was twitching slightly. Toni came outside just as the dog charged at me. Toni was very upset and asked that I shoot the dog once more in the head to prevent her from suffering. I shot the dog in the head once again and the dog stopped twitching.

Toni was emotionally upset over the loss of her dog, but was not upset with my actions. Toni apologized multiple times about her dog's actions. I offered to take the dog's body and dispose of it, but Toni wanted to keep the dog to bury it on her property. I offered to move the dog's body out of the front yard. Toni said she would move the dog's body and asked if I would hold her infant son while she moved the dog's body to the back porch. I assisted Toni by holding the baby while she moved the dog's body.

I left a business card with Toni so she or her husband could call if they had any questions.

END OF REPORT DEPUTY JOHN VAUGHT #659 07-24-14 JVAU/fas

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Jed W. Richardson
RANDALL COUNTY SHERIFF

Case Number

RCSO-14-0011774

CASE NO: RCSO-14-001174

Supplement	Wirt, Jared	08/07/2014	12:46 PM
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On 7-28-14 I had a recorded telephone message in my office from Ryan Walker, the husband of Toni Walker and owner of the dog that had been killed at his residence, on 7-23-14. The message had been left by Walker on Friday 7-25-14, but I did not receive it until 7-28-14 because I had been out of the office on 7-25-14. In the message, Walker stated that he wanted to discuss the incident that had occurred at his house on 7-23-14. I attempted to return Walker's call, calling both his cell phone number and Toni's cell phone number, but I did not receive an answer. I did leave a message for Walker to return my call at his convenience.

At approximately 4:30 pm on 7-30-14, I was told that Ryan Walker was in the front lobby of the Sheriff's Office and he was requesting to fill out and turn in an open records request. I did meet with Walker in the front lobby. I provided Walker with the form to request the incident reports in this case. Walker completed the form, and also requested a copy of the video that had been captured by Deputy Vaught's in-car camera. I did take this completed form from Walker and I turned it over to Records to be handled accordingly. Walker also requested at that time to make a formal complaint against Deputy Vaught in this case. I again provided Walker with the paperwork to complete in order to file his complaint, and I explained to Walker how to complete it. Walker told me he understood, and he sat down at a chair in the lobby to complete the paperwork. I then left Walker in the lobby and told him to turn it into the receptionist upon his completion. I then left the Sheriff's Office.

On 7-31-14 I asked the receptionist if she had the complaint paperwork from Walker. I was told that Walker stated he did not want to fill out the paperwork because he had not witnessed the incident, but he wanted to take it home for his wife, Toni, to complete. Walker also informed her he would return the complaint paperwork to the Sheriff's Office on the following date. At the time of this report, Walker nor his wife have filed the formal complaint paperwork with the Sheriff's Office.

On this same date, I attempted to contact Walker on both his and Toni's cell phones, but I did not get an answer. I was going to give him the opportunity to come to the Sheriff's Office to view the video, even though his open records request was still being processed and not ready for release. I left a message for Walker to return my call. At approximately 2:30 or 3:00 pm I called Walker again, and I was able to speak with Toni on her cell phone. Toni told me she was currently in her vehicle in front of the United, and Walker was inside the store. I told Toni that I was willing to let them both come to the Sheriff's Office to view the video and discuss the facts of this case. Toni then told me that she did not want to see the video, but she believed Ryan did. As I continued speaking with Toni, Ryan returned to the car. Toni then gave the phone to Ryan, and I also offered him the opportunity to come view the video at the Sheriff's Office. Ryan told me that he did want to come, but

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JOEL W. RICHARDSON
RANDALL COUNTY SHERIFF

Case Number

RCSO-14-0011774

CASE NO: RCSO-14-001174

he was not able to on this date. Ryan stated that he would speak with his employer and see if he would be able to come on the following day, Friday 8-1-14. Ryan said he would call me back to set up an appointment. Ryan further stated that his cell phone was currently broken, and the only phone I could reach him on would be Toni's.

Sometime after 12:00 noon on Friday 8-1-14, I again attempted to contact Ryan Walker on Toni's cell phone. I did speak with Toni and she told me Ryan was currently at work with their only vehicle, and he would not be able to come to the Sheriff's Office. I told Toni that I would not be attempting to contact them again with the offer to view the video, but if they decided they could at any time, they could contact me to set up an appointment to see it. I left my office for a few minutes, and upon my return I had a message from Ryan Walker. I returned his call, again on Toni's cellphone, and I began to speak with him. Our phone connection was lost quickly, so I again contacted him on Toni's cellphone. I again offered Ryan the opportunity to come to the Sheriff's Office to view the video. Ryan then stated that he did not want to see the video. Ryan then began to ask me questions about the case, and why it wasn't handled in a different manner. I did briefly discuss some of the facts of the case with Ryan, and I told him what the video shows. I told Ryan that I would still show him the video in the future if he decides he wants to see it, and that we would still handle his open records request as we normally would. I further told Ryan that I would also discuss this case further with him if he would like to come to the Sheriff's Office to see me, and we ended our conversation. As of this date, I have not seen or heard again from Ryan or Toni Walker.

END OF REPORT

LT. J. WIRT #605

8-7-14

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806 468-5800
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Jack W. Richardson
RANDALL COUNTY SHERIFF

Case Number

RCSO-14-0011774

CASE NO: RCSO-14-001174

Date/Time: 07/23/2014 18:07

Comment: IF WE GET A CALL OF SHOTS FIRED IT'S HIM(RCSO/659)

Date/Time: 07/23/2014 18:16

Comment: DISPO Y: AFTER EXITING SUSPECTS HOUSE ONE OF THE DOGS CHARGED AT ME IN AN ATTEMPT TO ATTACK ME. DOG WAS SHOT IN SUSPECTS FRONT YARD.

Date/Time: 07/23/2014 18:16

Comment: Disp: AFTER EXITING SUSPECTS HOUSE ONE OF THE DOGS CHARGED AT ME IN AN ATTEMPT TO ATTACK ME. DOG WAS SHOT IN SUSPECTS FRONT YARD.

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JOEL W. RICHARDSON
RANDALL COUNTY SHERIFF

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RCSO-14-001174

CASE NO: RCSO-14-001174

Incident ID	Offense Date	Offense Time	Location Type	Offense Premises
RCSO-2014-00012764	07/23/2014	5:33 PM		

Initial Call Information

Initial Call Reported By:	Address/Phone:	Nature of Call:	
MERRINA CASTRO	Unknown	Animal Complaint	
Received By:	Date Received:	Time Received:	Method:
Vaught, John	07/23/2014	5:33 PM	Non Emergency Call

Incident/Offense Location

Offense Code	Description	Offense Incident Location	Alt/Comp	Alt
		CANYON TX		

Officer/Unit Assigned	Date	Disp	Arr	Clear	Response Time	Disposition
Vaught, John	07/23/2014	5:45 PM	6:02 PM	6:16 PM	31 mins	Incident Report

Case Type	Investigator Assigned	Family Violence	Weapon/Force Used
Miscellaneous Officer/	Williams, Patrick	No	
Status	Active	Status Comment	
Property Evidence	Entry for Theft/Burglary	Exit for Theft/Burglary	

Description of Property

Category	Property Class	Description	Est. NCIC	Value	Disposition
Evidence	Miscellaneous	#1V- IN CAR VIDEO UNIT 659	N		

Total Property Value: \$0.00

Party Information

Connection	Name	Alias	Race	Sex	DOB	HT	WT	Address	Phone
Victim	RANDALL COUNTY SHERIFF'S OFFICE							9100 S. GEORGIA AMARILLO, TX 79118	806-468-5751
Witness	WALKER, TONI			F				CANYON, TX	

Vehicle Information:

Year	Make	Model	Color	License	Description

Call Notes: Case Number: RCSO-14-0011774

Date/Time: 07/23/2014 17:33

Comment: CK FOR 2 BLK&WHI HEELER/AUSSIE MIX RUNNING LOOSE IN THE AREA, LST INFRONT OF COMPL RESD // HAVE BEEN AGGRESSIVE IN THE PAST, CALLER SCARED TO LET CHILDREN OUT OF HOUSE WHEN THEY ARE LOOSE BELONG AT